

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: )  
Osamu NAKAMURA, et al. ) Group Art Unit: 2811  
Serial No. 10/577,425 ) Examiner: Cuong Quang Nguyen  
Filed: April 27, 2006 ) Confirmation No. 4759  
For: LIGHT-EMITTING DEVICE AND METHOD ) Date: January 15, 2009  
FOR MANUFACTURING THE SAME )

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT**

**MAILSTOP: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Election/Restriction Requirement mailed December 18, 2008,  
Applicants respond as follows:

**REMARKS**

The Office Action of December 18, 2008 was received and carefully reviewed.  
Applicant hereby elects without traverse, Embodiment 3 directed to, at least, FIGS. 9A-11B.  
At least claims 16-24 are believed to be readable on the elected species.

Of course, Applicant mains the right to file one or more divisional applications  
directed to the non-elected embodiments.

Consideration and allowance of the instant application are now respectfully requested.

Respectfully submitted,

NIXON PEABODY LLP

By: /Marc W. Butler, Reg.#50,219/  
Marc W. Butler

NIXON PEABODY LLP  
Suite 900, 401 9<sup>th</sup> Street, N.W.  
Washington, D.C. 20004-2128  
(202) 585-8000